

DOCKET NO: 0557-4723-2X



IN THE UNITED STATES PATENT & TRADEMARK OFFICE

IN RE APPLICATION OF:

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KENICHI UEDA, ET AL.

:

EXAMINER: TRAN, DOUGLAS Q.

SERIAL NO.: 09/345,482

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FILED: JULY 1, 1999

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GROUP ART UNIT: 2624

FOR: PRINTING SYSTEM INCLUDING  
DIFFERENT KINDS OF PRINTERS  
AND A PRINTER SELECTING DEVICE  
THEREFOR

RESPONSE TO ELECTION REQUIREMENT

COMMISSIONER FOR PATENTS  
ALEXANDRIA, VIRGINIA 22313

SIR:

In response to the Election requirement of March 18, 2005, applicants elect, with traverse, the invention of Species I. Claims 1-10, 13-41, and 44-51 are readable on the elected species.

Applicants traverse the outstanding election requirement on the grounds that it has not been established that it be an undue burden to examine each of the noted inventions and claims together.

Under M.P.E.P. § 803, a election is not proper if a search and examination can be made without a serious burden on the Examiner, and the outstanding election requirement has not established that examining each of the currently-pending claims together would result in an undue burden.

M.P.E.P. § 803 specifically states:


If the search and examination of an entire application can be made without serious burden, the examiner must examine it on

the merits, even though it includes claims to independent or distinct inventions.

The outstanding election requirement has not established that each of the claims could be examined without an undue burden, and thus each of the noted inventions and claims should be examined on their merits.

Respectfully submitted,

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